

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 97-239-C

In Re:)	
)	
Proceeding to Establish Guidelines)	ITC^DELTA COM'S FIRST
For an Intrastate Universal Service)	SET OF REQUESTS FOR
Fund)	PRODUCTION TO BELL SOUTH
)	TELECOMMUNICATIONS, INC.
)	

ITC^DeltaCom Communications, Inc. ("DeltaCom") hereby files its First Set of Requests For Production to BellSouth Telecommunications, Inc. ("BellSouth"). DeltaCom requests that responses should be provided no later than January 17, 2004 pursuant to S.C. Code Ann. Regs. 103-851.

DEFINITIONS

1. "The Act" means the Telecommunications Act of 1996, Pub. L. 104-104, 110 Stat. 56 (1996).
2. "ADSL" means asynchronous digital subscriber line technology.
3. "And" and "or" as used herein shall be construed both conjunctively and disjunctively and each shall include the other whenever such construction will serve to bring within the scope of these discovery requests any information what would not otherwise not be brought within their scope.
4. "BellSouth" means BellSouth Telecommunications, Inc., and its parents, subsidiaries, and affiliates, their present and former officers, employees, agents, representatives, directors, and all other persons acting or purporting to act on behalf of BellSouth Telecommunications, Inc.
5. "CLEC" means competitive local exchange carrier.
6. The term "communication" means any oral, graphic, demonstrative, telephonic, verbal, electronic, written or other conveyance of information, including but not limited to, conversations, telecommunications, and documents.

7. "Documents" is used in the broadest sense and includes all tangible things that record information, whether or not such things are in BellSouth's possession, custody or control, and regardless of who prepared or signed them. "Documents" includes both the original and any copy or draft, and all copies which contain any notation not on the original. Examples of "documents" include, but are not limited to, handwritten, typed or printed papers, handwritten notations, office notes, calendar entries, diaries, notes of telephone conversations, photographs, reports, receipts, invoices, memoranda, correspondence, notes, ledger entries, and computer printouts, cards, tapes, disks, and other means of electronically or magnetically maintained information.

8. "Identify" means (1) when used with reference to a natural person, give the person's full name, business or residence address, business or residence telephone numbers, occupation and employer; (2) when used with reference to an entity, give the entity's full name, principal place of business, address and telephone number; (3) when used with reference to a document, give the document's date, title, author, recipient, type (*e.g.*, letter, memorandum, note, *etc.*), name of the custodian of the document, and a description of the contents with sufficient specificity to be the basis for discovery; and (4) when used with reference to an action taken by an entity, identify the person(s) taking the action, describe the nature of the action, and give the date on which the action was taken. If any action identified pursuant to (4) involved a communication with another person, identify the person(s) with whom the actor(s) communicated; and, if the communication was through the use of a document, identify the document through which the communication was made.

9. "Person" includes a natural person, partnership, joint venture, firm, corporation, association, organization, or any other type of business or legal entity.

10. The term "referring or relating to" means consisting of, containing, mentioning, suggesting, reflecting, concerning, regarding, summarizing, analyzing, discussing, involving, dealing with, emanating from, directed at, pertaining to in any way, or in any way logically or factually connected or associated with the matter discussed.

11. "x-DSL" means any of the various digital subscriber line ("DSL") technologies. The "x" is a place holder for the various types of DSL services.
12. The terms "you" and "your" refer to BellSouth.
13. The singular as used herein shall include the plural and the masculine gender shall include the feminine and the neuter.

INSTRUCTIONS

1. If you contend that information or documents responsive to a data request may be withheld under the attorney-client privilege, the attorney work product doctrine or other privilege, please state the following to explain the basis for the claim of privilege and to permit adjudication of the propriety of that claim:

- a) the privilege asserted and its basis;
- b) the nature of the information withheld;
- c) the subject matter of the information or the document;
- d) the date of the information or document;
- e) the individual(s) who prepared the information or document.

2. Provide the names, addresses and positions of each person responsible for preparing each of the answers to the following data requests, and of each person providing information used in the preparation of each answer.

3. If you maintain that any document or record which refers to or relates to anything about which these data requests ask or that would be responsive to any of the data requests has been destroyed, set forth the contents of said document, the location of any copies of said document, the date and circumstances of said destruction and the name of the person who ordered or authorized such destruction.

4. In answering these data requests, furnish all information and responsive documents in the possession of BellSouth or in the possession of any director, officer, employee, agent, representative, or attorney of BellSouth.

5. If you cannot answer any data request in full after exercising due diligence to secure all the information requested, or do not have precise information with regard to any part of a data request, please so state, describing your efforts to obtain the information requested, and then proceed to answer to the extent possible.

6. When the information requested by a data request varies over time, state the response for each period of time as to which the response differs, and identify the time periods applicable to each portion of the response.

7. Where the data requested, including but not limited to cost studies and related information, is or can be made available on diskette, please provide the documentation on diskette and indicate the format in which the data is provided.

8. These data requests are continuing in nature and require supplemental responses should information unknown to you at the time you serve your responses subsequently become known. Any revised cost studies filed by BellSouth should be accompanied by corresponding changes to the responses provided pursuant to these data requests.

REQUESTS FOR PRODUCTION

1. Provide a copy of any documents identified in response to the Interrogatories.

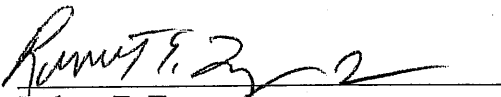
2. Please provide a complete copy of any cost study BellSouth has developed (for submission to any state or federal regulatory agency or for internal business case analysis) that supports its request for additional STATE USF withdrawals. Please identify any differences in methodology between the cost studies provided and also include a complete working copy of all computerized models involved in preparing the costs with data intact, a complete set of working papers with all special studies, data sources, data inputs and assumptions and a complete set of cost study documentation.

3. Provide a copy of any internal or external audit reports concerning BellSouth's receipt and use of STATE USF withdrawals.

4. On page 16 of Ms. Blake's direct testimony filed on December 31, 2003, she states that the Bellsouth tariff filing in this matter is "revenue neutral." Provide any and all documents (including but not limited to cost studies, business analysis, or other workpapers) that support BellSouth's claim, as stated in Ms. Blake's testimony, that the Bellsouth tariff filing is in fact "revenue neutral."

5. On page 4 of Mr. McKnight's direct testimony filed on December 31, 2003, he states that there would be "minor differences" between a cost study used to support intrastate switched access charges versus a cost study that supports BellSouth's UNE rates. Provide any workpapers, business analysis or other documents that support Mr. McKnight's contention.

SOWELL GRAY STEPP & LAFFITTE, LLC

BY: 

Robert E. Tyson, Jr.
1310 Gadsden Street
PO Box 11449
Columbia, SC 29211
(803) 929-1400
rtyson@sowell.com

Nanette Edwards, Esquire
ITC^DeltaCom Communications, Inc.
4092 S. Memorial Parkway
Huntsville, AL 25802
nedwards@itcdeltacom.com

Attorneys for ITC^DeltaCom Communications, Inc.

January 6, 2004

CERTIFICATE OF SERVICE

This is to certify that the undersigned is employed by Sowell Gray Stepp & Laffitte, LLC, attorneys for ITC^DeltaCom and that she has caused the foregoing to be served upon the person(s) named below this **6th day of January, 2004**, by placing copies of same in the United States Mail, postage prepaid, addressed as follows and via electronic mail:

Patrick W. Turner, Esquire
BellSouth Telecommunications, Inc.
Legal Department
1600 Williams Street, Suite 5200
Columbia, SC 29201
patrick.turner@bellsouth.com

Frank Ellerbee, III, Esquire
Robinson McFadden & Moore
PO Box 944
Columbia, SC 29202
fellerbe@robinsonlaw.com

F. David Butler, Esquire
General Counsel
South Carolina Public Service Commission
PO Box 11649
Columbia, SC 29211
david.butler@psc.state.sc.us

Kennard B. Woods, Esquire
MCI Metro Access Transmission
Services LLC, MCI WORLDCOM
Communications, Inc., and MCI
WORLDCOM Network Services, Inc.
Six Concourse Parkway, Suite 3200
Atlanta, GA 30328
ken.woods@MCI.COM

Marty H. Bocock, Jr., Esquire
Director-External Affairs
Sprint
1122 Lady Street, Suite 1050
Columbia, SC 29201
martin.h.bocock@mail.sprint.com

John F. Beach, Esquire
John J. Pringle, Jr. Esquire
Ellis Lawhorn & Sims, PA
PO Box 2285
Columbia, SC 29202
jbeach@ellisfirm.com
jpringle@ellislawhorne.com

Scott A. Elliot, Esquire
Elliot & Elliot, PA
721 Olive Street
Columbia, SC 29205
selliott1@mindspring.com

Faye A. Flowers, Esquire
Parker Poe Adams & Bernstein, LLP
PO Box 1509
Columbia, SC 29202-1509
fayeflowers@parkerpoe.com

Elliot F. Elam, Jr., Esquire
SC Department of Consumer Affairs
PO Box 5757
Columbia, SC 29250-5757
Elam@dca.state.sc.us

Darra W. Cothran, Esquire
Woodard Cothran & Herndon
PO Box 12399
Columbia, SC 29211
Cothrandwcothran@wchlawn.com

M. John Bowen, Jr., Esquire
McNair Law Firm
PO Box 11390
Columbia, SC 329211
jbowen@mcnair.net

Stan J. Bugner, State Director
Verizon Select Services, Inc.
1301 Gervais Street, Suite 825
Columbia, SC 29201
stan.bugner@verizon.com

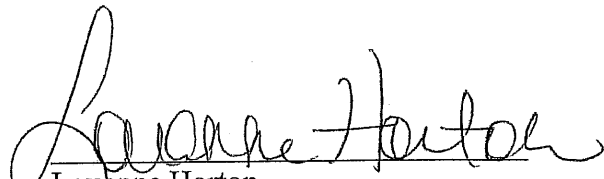
Steven W. Hamm, Esquire
Richardson Plowden Carpenter & Robinson
PO Box 7788
Columbia, SC 29202
shamm@rpclaw.com

Susan B. Berkowitz, Esquire
SC Appleseed Legal Justice Center
PO Box 7187
Columbia, SC 29202
sberk@scjustice.org

John M.S. Hoefer, Esquire
Willoughby & Hoefer, PA
PO Box 8416
Columbia, SC 29202-8416
jhoefer@willoughbyhoefer.com

John C. Ruoff, PH.D.
4322 Azalea Drive
Columbia, SC 29205
jruoff@bellsouth.net

Craig K. Davis, Esquire
1420 Hagood Drive
Columbia, SC 29205
davislawfirm@earthlink.net



Louanne Horton